



CITY OF LODI COUNCIL COMMUNICATION

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AGENDA TITLE: Adopt Resolution Accepting Improvements at 856 North Sacramento Street

MEETING DATE: December 17, 2008

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt a resolution accepting improvements at 856 North Sacramento Street.

BACKGROUND INFORMATION: Improvements at 856 North Sacramento Street have been completed in substantial conformance with the requirements of the improvement agreement between the City of Lodi and Emile Atwood and J. Celia Atwood, as approved by the City on June 16, 2006 and as amended by the City Council on April 16, 2008. These improvements are shown on City of Lodi Drawing No. 004D018-01.

Project improvements included the installation of miscellaneous storm drainage improvements, curb, gutter, sidewalk and street paving. No new streets were dedicated as part of this project.

FISCAL IMPACT: Per Item 16, "Repair or Reconstruction of Defective Work", of the improvement agreement, the developer's warranty period of one year will begin on the date of Council acceptance. There will be a slight increase in long-term maintenance costs for public infrastructure, such as streets and storm drain facilities, and other City services.

FUNDING AVAILABLE: Not applicable.

F. Wally Sandelin
Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer

FWS/WKF/pmf

cc: City Attorney
Senior Civil Engineer
Senior Engineering Technician - Development Services
Streets and Drainage Manager
Building Official

APPROVED:

Blair King, City Manager

RESOLUTION NO. 2008-242

A RESOLUTION OF THE LODI CITY COUNCIL ACCEPTING
IMPROVEMENTS AT 856 NORTH SACRAMENTO STREET
INCLUDED IN THE IMPROVEMENT AGREEMENT AND
IMPROVEMENT AGREEMENT AMENDMENT BETWEEN THE
CITY OF LODI AND EMILE ATWOOD AND J. CELIA ATWOOD

The City of Lodi finds:

1. That all requirements of the Improvement Agreement and Improvement Agreement Amendment between the City of Lodi and Emile Atwood and J. Celia Atwood for the improvements at 856 North Sacramento Street have been substantially complied with. The improvements are shown on Drawing No. 004D018-01 on file in the Public Works Department and as specifically set forth in the plans and specifications approved by the City on June 16, 2006, and as amended by the City Council on April 16, 2008.

2. No new City streets were dedicated as part of this project.

Dated: December 17, 2008

I hereby certify that Resolution No. 2008-242 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 17, 2008, by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Johnson, Katzakian, Mounce,
and Mayor Hansen

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL
City Clerk

CITY COUNCIL

LARRY D. HANSEN, Mayor
PHIL KATZAKIAN
Mayor Pro Tempore
SUSAN HITCHCOCK
BOB JOHNSON
JOANNE L. MOUNCE

CITY OF LODI
PUBLIC WORKS DEPARTMENT

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6706
FAX (209) 333-6710
EMAIL pwdept@lodi.gov
<http://www.lodi.gov>

BLAIR KING
City Manager
RANDI JOHL
City Clerk
D. STEPHEN SCHWABAUER
City Attorney
F. WALLY SANDELIN
Public Works Director

December 18, 2008

Emile & J. Celia Atwood
5100 Tudor Rose Glen
Stockton, CA 95212

SUBJECT: 856 North Sacramento Street

The City Council of the City of Lodi, at its meeting on December 17, 2008, accepted the public improvements that were made in the subject project.

Enclosed for your files is a copy of the resolution accepting the public improvements. From the date of the resolution, the City of Lodi will maintain the street and other public improvements installed within rights-of-way and public utility easements as shown on the approved plans.

The enclosed letter has been sent to your bank so the Letter of Credit covering faithful performance can be exonerated. The Letter of Credit covering labor and materials must remain in effect for a period of ninety days from the date of the resolution, in conformance with State law. On March 17, 2009, this instrument can be released if no claims have been filed.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
Public Works Director

FWS/pmf

Enclosures

cc: Electric Utility Department
Water/Wastewater Division
Street Division
City Clerk
Management Analyst
Guaranty Bank

CITY COUNCIL

LARRY D. HANSEN, Mayor
PHIL KATZAKIAN
Mayor Pro Tempore
SUSAN HITCHCOCK
BOB JOHNSON
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December 18, 2008

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O. STEPHEN SCHWABAUER
City Attorney
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Public Works Director

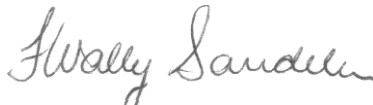
Guaranty Bank
Linda Bryant, Senior Vice President
8333 Douglas Avenue
Dallas, TX 75225

SUBJECT: 856 North Sacramento Street

The City Council of the City of Lodi, at its meeting on December 17, 2008, accepted the public improvements in the subject project. A copy of the resolution is enclosed for your files.

This letter is your authorization to exonerate the Letter of Credit covering faithful performance. The Letter of Credit covering labor and materials must remain in effect until March 17, 2009, in conformance with California State law. You will receive no further correspondence regarding the release of the Instrument of Credit.

If you have any questions, please contact Rebecca Areida, Management Analyst, at (209) 333-6800, ext. 2658, or me at (209) 333-6709.



F. Wally Sandelin
Public Works Director

FWS/pmf

Enclosures

cc: Emile & J. Celia Atwood
City Clerk
Management Analyst